No. 8100041

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

Ferry-Morse Seed Company

Whereas, THERE HAS BEEN PRESENTED TO THE

Secretary of Agriculture

AN APPLICATION REQUESTING A CERTIFICATE OF PROTECTION FOR AN ALLEGED NOVEL VARIETY OF SEXUALLY REPRODUCED PLANT, THE NAME AND DESCRIPTION OF WHICH ARE CONTAINED IN THE APPLICATION AND EXHIBITS, A COPY OF WHICH IS HEREUNTO ANNEXED AND MADE A PART HEREOF, AND THE VARIOUS REQUIREMENTS OF LAW IN SUCH CASES MADE AND PROVIDED HAVE BEEN COMPLIED WITH, AND THE TITLE THERETO IS, FROM THE RECORDS OF THE PLANT VARIETY PROTECTION OFFICE, IN THE APPLICANT(S) INDICATED IN THE SAID COPY, AND WHEREAS, UPON DUE EXAMINATION MADE, THE SAID APPLICANT(S) IS (ARE) ADJUDGED TO BE ENTITLED TO A CERTIFICATE OF PLANT VARIETY PROTECTION UNDER THE LAW.

NOW, THEREFORE, THIS CERTIFICATE OF PLANT VARIETY PROTECTION IS TO GRANT UNTO THE SAID APPLICANT(S) AND THE SUCCESSORS, HEIRS OR ASSIGNS OF THE SAID APPLICANT(S) FOR THE TERM OF eighteen YEARS FROM THE DATE OF THIS GRANT, SUBJECT TO THE PAYMENT OF THE REQUIRED FEES AND PERIODIC REPLENISHMENT OF VIABLE BASIC ED OF THE VARIETY IN A PUBLIC REPOSITORY AS PROVIDED BY LAW, THE RIGHT TO EXDE OTHERS FROM SELLING THE VARIETY, OR OFFERING IT FOR SALE, OR REPRODUCING IT, MPORTING IT, OR EXPORTING IT, OR USING IT IN PRODUCING A HYBRID OR DIFFERENT Y THEREFROM, TO THE EXTENT PROVIDED BY THE PLANT VARIETY PROTECTION ACT 1542, AS AMENDED, 7 U.S.C. 2321 ET SEQ.)

BEAN

'Tenderlake'

In Testimony Whereof, *I have hereunto set my hand and caused the seal of the* Plant Variety Protection Office *to be affixed at the City of* Washington, D.C. *this* 30th *day of* December *in the year of our Lord one thousand nine hundred and* eighty-two

Attest:

Kenneth A. Evans

Acting
Commissioner
Plant Variety Protection Office
Grain Division
Agricultural Marketing Service

John R Block

Secretary of Agriculture

VARIETY: Tenderlake (formerly E6207 (formerly 1D-15B(C)Ms(W)Ms(C)Ms (formerly 1C-X590MsMs(W)V(C)5(W)Ms#2(C)C)))

Exhibit A: Origin and Breeding History of the Variety

Tenderlake originated through the pedigree method of breeding as a F_9 single plant selection from the 1C-X590 cross of 2 pedigreed lines. The seed parent, 1C-X81Ms#2(W)E(GH)Ms(C)A, is a sister selection from the same cross that gave rise to Tidal Wave. The pollen parent 1C-X42Ms(W)B(GH)Ms(C)B, was the progenitor line of the variety Blue Crop. The cross was made in the greenhouse at San Juan Bautista, California, in the fall of 1968. The F_{13} bulk-mass of seed was designated the stock seed for Tenderlake in the spring of 1980.

F_1 seed of 1C-X590 was planted in the California greenhouse in the spring of 1969 and the harvested F_2 seed, 1C-X590Ms, was planted in the field in California that summer. The row was noted to have a good plant habit but with plants somewhat short; besides selecting six single F_2 plants, remainder of the seed from the row was bulk-massed.

The F_3 bulk-massed seed, 1C-X590MsMs, was planted in Wisconsin in the summer of 1970. A medium dark pod color was noted generally for the progeny; 88 single plant F_3 selections were taken from the row.

The F_4 progeny rows were planted in California the summer of 1971. The 19th row, 1C-X590MsMs(W)V, was noted to have a medium small leaf and be early maturing; 5 F_4 single plants were selected from this row.

The F_5 progeny rows were planted in Wisconsin in the summer of 1972. The fifth selection, 1C-X590MsMs(W)V(C)5, stood out for a very good concentration of maturity and the pods were smooth, round, well-filled, slow seed development, and free of interlocular cavitation. Thirteen F_5 selections were made in this row.

Seed of four of the 13 F_5 selections (3,5,9,13) were massed together and this F_6 seed was designated 1C-X590MsMs(W)V(C)5(W)Ms#2 and planted in California in the summer of 1973. The row was noted for its high yield and three F_6 selections were made.

The F_7 progeny rows were planted in Wisconsin in the summer of 1974. The third row, 1C-X590MsMs(W)V(C)5(W)Ms#2(C)C, was outstanding; the plants were upright, the yield of pods heavy, and the pods were full. Three F_7 selections were made and the F_8 bulk-mass seed from the row was designated 1D-15.

The three F_8 progeny rows were planted in the field in Wisconsin in the summer of 1975. The second row, 1D-15B, was noted as having very good concentration of maturity and a very heavy yield; the F_9 seed was bulk-massed from this row.

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Exhibit A: Origin and Breeding History of the Variety (cont'd)

From 1976 to 1978 the possible new variety 1D-15B went through intensive trials in Wisconsin, New York, and Oregon, and two generations of seed increase were carried out under the direction of the Research Division of Ferry-Morse Seed Company. 1D-15B continued to show Blue Lake quality in the canned product (uniform bright dark green color, freedom from carpel separation in the steam table evaluation, freedom from epidernal sloughing, firm texture). In the field 1D-15B combined a medium-early concentrated maturity, heavy yield, medium tall upright plant with a consistent yield of smooth, round, full pods. The characteristics of the variety maintained themselves in a stable condition through the 2 generations of seed increase and no off-types (pod or otherwise) were noted in approximately 60,000 plants grown.

In the spring of 1978 Ferry-Morse Seed Company made the decision to go ahead with 1D-15B as a new variety and re-designated the line E6207. After 2 additional generations of seed increase the line continued to maintain stability of its characteristics; in the F_{13} generation of increase in 1980 no off-types were observed among 200 plants.

E6207 was named Tenderlake in the early summer of 1980.

JAN 16 1981

INSTRUCTIONS

GENERAL: Send an original copy of the application and exhibits, at least 2,500 viable seeds, and $500 fee ($250 filing fee and $250 examination fee) to U.S. Dept. of Agriculture, Agricultural Marketing Service, Livestock, Poultry, Grain and Seed Division, Plant Variety Protection Office, National Agricultural Library Building, Beltsville, Maryland 20705. (See section 180.175 of the Regulations and Rules of Practice.) Retain one copy for your files. All items on the face of the form are self-explanatory unless noted below.

ITEM

5 Give the date the applicant determined that he had a new variety based on (1) the definition in section 41(a) of the Act and (2) the date a decision was made to increase the seed.

13a Give: (1) the genealogy, including public and commercial varieties, lines, or clones used, and the breeding method; (2) the details of subsequent stages of selection and multiplication; (3) the type and frequency of variants during reproduction and multiplication and state how these variants may be identified and (4) evidence of uniformity and stability.

13b Give a summary statement of the variety's novelty. Clearly state how this novel variety may be distinguished from all other varieties in the same crop. If the new variety most closely resembles one or a group of related varieties: (1) identify these varieties and state all differences objectively; (2) attach statistical data for characters expressed numerically and demonstrate that these differences are significant; and (3) submit, if helpful, seed and plant specimens or photographs of seed and plant comparisons clearly indicating novelty.

13c Fill in the Exhibit C, Objective Description form, for all characteristics for which you have adequate data.

13d Describe any additional characteristics that are not described, or whose description cannot be accurately conveyed in Exhibit C. Use comparative varieties as is necessary to reveal more accurately the description of characteristics that are difficult to describe, such as, plant habit, plant color, disease resistance, etc.

14a If "YES" is specified (seed of this variety be sold by variety name only as a class of certified seed) the applicant may NOT reverse his affirmative decision after the variety has either been sold and so labeled, his decision published, or the certificate has been issued. However, if the applicant specified "NO," he may change his choice. (See section 180.16 of the Regulations and Rules of Practice.)

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15a See section 42 of the Plant Variety Protection Act and section 180.7 of the Regulations and Rules of Practice.

UNITED STATES DEPARTMENT OF AGRICULTURE
AGRICULTURAL MARKETING SERVICE
LIVESTOCK, POULTRY, GRAIN & SEED DIVISION

APPLICATION FOR PLANT VARIETY PROTECTION CERTIFICATE

INSTRUCTIONS: *See Reverse.*

FORM APPROVED
OMB NO. 40-R3822

No certificate for plant variety protection may be issued unless a completed application form has been received (5 U.S.C. 553).

1a. TEMPORARY DESIGNATION OF VARIETY	1b. VARIETY NAME	FOR OFFICIAL USE ONLY
E6207	TENDERLAKE	PV NUMBER 8100041
2. KIND NAME: Snap Bean	3. GENUS AND SPECIES NAME: Phaseolus vulgaris L.	FILING DATE 1/16/81; TIME 1:00 A.M. P.M.
4. FAMILY NAME (BOTANICAL): Leguminosae	5. DATE OF DETERMINATION: Spring, 1978	FEE RECEIVED $ 500.00 $ 250.00; DATE 1/16/81 12/3/82

6. NAME OF APPLICANT(S)	7. ADDRESS (Street and No. or R.F.D. No., City, State, and ZIP Code)	8. TELEPHONE AREA CODE AND NUMBER
FERRY-MORSE SEED COMPANY Dr. George C. Emery Breeder	111 Ferry-Morse Way Drawer 7274 Mountain View, CA 94042	(415)967-6973

9. IF THE NAMED APPLICANT IS NOT A PERSON, FORM OF ORGANIZATION: (Corporation, partnership, association, etc.)	10. IF INCORPORATED, GIVE STATE AND DATE OF INCORPORATION	11. DATE OF INCORPORATION
Corporation	California	7 April 1969

12. NAME AND MAILING ADDRESS OF APPLICANT REPRESENTATIVE(S), IF ANY, TO SERVE IN THIS APPLICATION AND RECEIVE ALL PAPERS:

MR. DAVID J. THOMPSON
PH (408)637-7461

~~Mr. D. V. Brondyke, Executive~~ Vice President & DIRECTOR OF RESEARCH
FERRY-MORSE SEED COMPANY P.O. BOX 1010; 2191 SAN JUAN ROAD
~~111 Ferry-Morse Way, Drawer 7274, Mountain View, CA 94042~~
SAN JUAN BAUTISTA, CA 95045

13. **CHECK BOX BELOW FOR EACH ATTACHMENT SUBMITTED:**

- [X] 13A. Exhibit A, Origin and Breeding History of the Variety *(See Section 52 of the Plant Variety Protection Act.)*
- [X] 13B. Exhibit B, Novelty Statement.
- [X] 13C. Exhibit C, Objective Description of the Variety *(Request form from Plant Variety Protection Office.)*
- [X] 13D. Exhibit D, Additional Description of the Variety.

14a. DOES THE APPLICANT(S) SPECIFY THAT SEED OF THIS VARIETY BE SOLD BY VARIETY NAME ONLY AS A CLASS OF CERTIFIED SEED? *(See Section 83(a). (If "Yes," answer 14B and 14C below.)* [ ] YES [X] NO

14b. DOES THE APPLICANT(S) SPECIFY THAT THIS VARIETY BE LIMITED AS TO NUMBER OF GENERATIONS?	14c. IF "YES," TO 14B, HOW MANY GENERATIONS OF PRODUCTION BEYOND BREEDER SEED?
[ ] YES [ ] NO	[ ] FOUNDATION [ ] REGISTERED [ ] CERTIFIED

15a. DID THE APPLICANT(S) FILE FOR PROTECTION OF THIS VARIETY IN OTHER COUNTRIES? [ ] YES [X] NO *(If "Yes," give name of countries and dates.)*

15b. HAVE RIGHTS BEEN GRANTED THIS VARIETY IN OTHER COUNTRIES? [ ] YES [X] NO *(If "Yes," give name of countries and dates.)*

16. DOES THE APPLICANT(S) AGREE TO THE PUBLICATION OF HIS/HER (THEIR) NAME(S) AND ADDRESS IN THE OFFICIAL JOURNAL? [X] YES [ ] NO

17. The applicant(s) declare(s) that a viable sample of basic seed of this variety will be furnished with the application and will be replenished upon request in accordance with such regulations as may be applicable.

The undersigned applicant(s) is (are) the owner(s) of this sexually reproduced novel plant variety, and believe(s) that the variety is distinct, uniform, and stable as required in Section 41, and is entitled to protection under the provisions of Section 42 of the Plant Variety Act.

Applicant(s) is (are) informed that false representation herein can jeopardize protection and result in penalties.

December 18, 1980
(DATE)

FERRY-MORSE SEED COMPANY
D. V. Brondyke
(SIGNATURE OF APPLICANT)
D. V. Brondyke, Executive V.P.

(DATE)

(SIGNATURE OF APPLICANT)

FORM GR-470 (1-78)

VARIETY: Tenderlake (formerly E6207 (formerly 1D-15B(C)Ms(W)Ms(C)Ms (formerly 1C-X590MsMs(W)V(C)5(W)Ms#2(C)C)))

Exhibit B RJS: Data Indicative of Novelty

Tenderlake is a distinct variety and represents a unique combination of earliness, Blue Lake quality, and strong bush habit. The variety with which it relates the closest in character is Blue Crop. Two characteristics by which Tenderlake can be distinguished from Blue Crop is in having a shorter pod length and shorter seed length.

A. Measurements were taken from a greenhouse planting held at temperature regime of 85° Fahrenheit day/70° night at Columbus, Wisconsin. Seed was planted March 18, 1980.

	Tenderlake	Blue Crop	$\bar{d}$	$s_{\bar{d}}$	t	p
1. Pod length (cm) (100 paired comparisons)	14.1	15.2	1.23	.194	6.34	<.001
2. Seed length (mm) (100 paired comparisons)	11.7	12.5	0.63	.158	3.99	<.001

B. Measurements were taken from paired rows in the field at Columbus, Wisconsin. Seed was planted June 18, 1980.

	Tenderlake	Blue Crop	$\bar{d}$	$s_{\bar{d}}$	t	p
1. Pod length (cm) (100 paired comparisons)	15.6	16.5	0.94	.188	5.00	<.001
2. Seed length (mm) (50 paired comparisons)	11.6	12.5	0.90	.162	5.56	<.001

C. Measurements were taken from paired rows in the field at Columbus, Wisconsin. Seed was planted May 19, 1981.

	Tenderlake	Blue Crop	$\bar{d}$	$s_{\bar{d}}$	t	p
1. Pod length (cm) (100 paired comparisons)	14.2	15.1	0.95	.137	6.95	<.001
2. Seed length (mm) (98 paired comparisons)	12.2	13.1	1.15	.159	7.23	<.001

D. Measurements were taken from paired rows in the field at Columbus, Wisconsin. Seed was planted June 4, 1981.

	Tenderlake	Blue Crop	$\bar{d}$	$s_{\bar{d}}$	t	p
1. Seed length (mm) (100 paired comparisons)	12.9	13.7	0.84	.128	6.56	<.001

E. Measurements were taken from paired rows in the field at San Juan Bautista, California. Seed was planted June 10, 1981.

	Tenderlake	Blue Crop	$\bar{d}$	$s_{\bar{d}}$	t	p
1. Pod length (cm) (100 paired comparisons)	14.9	15.3	0.40	.189	2.107	$<.05 - .025$
2. Seed length (mm) (100 paired comparisons)	12.7	13.5	0.75	.117	6.41	$<.001$

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VARIETY: Tenderlake (formerly E6207 (formerly 1D-15B(C)Ms(W)Ms(C)Ms (formerly 1C-X590MsMs(W)V(C)5(W)Ms#2(C)C)))

D per letter of 2/10/81 CKB

Exhibit B: Botanical Description of the Variety

Seed germination and emergence occur at a medium rate with a medium seedling vigor. Time of flowering is midseason (similar to Tidal Wave). The pods reach edible maturity in early midseason (± 4 days before Early Gallatin, ± 1 day later than Mt. Hood). Seed development in the pods is slow.

Plants are medium upright, medium in height, somewhat spreading. Foliage color is dark green (similar to Tidal Wave). Leaves are deltoid ovate (14 cm long x 11 cm wide for the center leaflet of the second trifoliate above the unifoliate leaf), acuminate, with round or truncated bases. Leaves are medium large, similar to Tidal Wave, and medium in number. Stems and leaves are smooth to slightly pubescent. Inflorescences arise from the apex and leaf axils and contain 4 to 8 white flower buds. Stems of plants are medium in thickness. Pods are borne under the foliage, but off the ground.

Pods vary from 10 to 17 cm in length, but average ± 15 cm. Pods are slightly creaseback, 10 mm from suture to suture and 11 mm from sidewall to sidewall. Pods reach a medium diameter (12 mm x 12 mm) just before becoming over-mature. Pods are generally straight to very slight curve. Pod surface is smooth to slightly pubescent. Pod spur is medium in length (14 mm). Pod color is a medium dark green. Pod flesh is very firm. Pod seed cavity is small. Pods are generally free of interlocular cavitation.

Seeds are white, round in cross-section, oblong, slightly reniform; compared to Tidal Wave the seed is similar in size and more reniform.

VARIETY: Tendertlake (formerly PI6207) (formerly Jp-158(C)Ms(W)Ms(C)Ms
(formerly IC-X590MsMs(W)V(C)3(W)Ms42(C)(C))

Exhibit B: Botanical Description of the Variety

Seed germination and emergence occur at a medium rate with a medium seedling vigor. Time of flowering is midseason (similar to Tidal Wave). The pods reach edible maturity in early midseason (± 4 days before Early Gallatin, + 1 day later than MC. Hoo'). Seed development in the pods is slow.

Plants are medium upright, medium in height, somewhat spreading. Foliage color is dark green (similar to Tidal Wave). Leaves are deltoid ovate (14 cm long x 11 cm wide for the center leaflet of the second trifoliate above the unifoliate leaf), acuminate, with round or truncated bases. Leaves are medium large, similar to Tidal Wave, and medium in number. Stems and leaves are smooth to slightly pubescent. Inflorescences arise from the apex and leaf axils and contain 4 to 8 white flower buds. Stems of plants are medium in thickness. Pods are borne under the foliage, but off the ground.

Pods vary from 10 to 17 cm in length, but average ± 15 cm. Pods are slightly creaseback, 10 mm from suture to suture and 11 mm from sidewall to sidewall. Pods reach a medium diameter (12 mm 12 mm) just before becoming over-mature. Pods are generally straight to very slight curve. Pod surface is smooth to slightly pubescent. Pod spur is medium in length (14 mm). Pod color is a medium dark green. Pod flesh is very firm. Pod seed cavity is small. Pods are generally free of interlocular cavitation.

Seeds are white, round in cross-section, oblong, slightly reniform; compared to Tidal Wave the seed is similar in size and more reniform.

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EXHIBIT "E"

Plant Variety Protection Application

No: _____

ASSIGNMENT

I, DR. GEORGE C. EMERY, agree and hereby do transfer and assign to FERRY-MORSE SEED COMPANY all of my rights, title, and interest in and to that certain variety namely, SNAP BEAN - TENDERLAKE, for which application for Plant Variety Protection Certificate has been filed. This agreement shall be binding on my administrators, successors and assigns.

In Witness Whereof, I have executed this agreement this 9 day of December, 1980.

BREEDER

George C. Emery

DR. GEORGE C. EMERY

11

JAN 6 1981
JAN 16 1981
1:00 pm

ASSIGNMENT OF INTELLECTUAL PROPERTY

WHEREAS, HARRIS MORAN SEED COMPANY, a corporation duly organized and existing under the laws of the State of Maryland, having its principal place of business at 4511 Willow Road, Suite 3, Pleasanton, California 94588 ("**Assignor**"), has, pursuant to that certain Bill of Sale and Assignment dated as of June 30, 1997, transferred to FERRY-MORSE SEED COMPANY (CALIFORNIA), a corporation duly organized and existing under the laws of the State of California, having its principal place of business at 555 Codoni Avenue, P.O. Box 4938, Modesto, California 95352-4938 ("**Assignee**"), all of the intellectual property Assignor had adopted, used and was using as of the effective date of this Assignment, including without limitation, the intellectual property represented by the United States Plant Variety Protection Certificates of Assignor identified on Schedule A hereto (collectively, the "**Property**"); and

WHEREAS, on the date hereof, Assignee has changed its name to "Harris Moran Seed Company";

NOW, THEREFORE, effective by this instrument as of the close of business on June 30, 1997, and for good and valuable consideration, receipt of which is hereby acknowledged, Assignor hereby assigns to Assignee any and all right, title and interest worldwide in and to the Property and any and all recordations thereof, including, but not limited to, the use of the Property in any manner, all benefit of any and all prior use of the Property, and any and all rights to initiate claims or proceedings for past, present or future infringements of Assignor's rights, title and interest in and to the Property.

Dated: as of June 30, 1997

HARRIS MORAN SEED COMPANY

By: _____
Philip Ashcraft, President

NEWY01A:171511:1:09/26/97
26757-1

A496970

ENDORSED
FILED
In the office of the Secretary of State
of the State of California

JUN 30 1997

BILL JONES, Secretary of State

CERTIFICATE OF AMENDMENT

OF THE

ARTICLES OF INCORPORATION

OF

FERRY-MORSE SEED COMPANY (CALIFORNIA)

(a California corporation)

To the Secretary of State
State of California

Pursuant to the provisions of the General Corporation Law of the State of California, the undersigned officers of FERRY-MORSE SEED COMPANY (CALIFORNIA), a California corporation (the "**Corporation**"), do hereby certify as follows:

1. The name of the Corporation is Ferry-Morse Seed Company (California).

2. Article One of the Corporation's Articles of Incorporation, which relates to the name of the Corporation, is hereby amended in its entirety to read as follows:

One. The name of this Corporation is:
HARRIS MORAN SEED COMPANY.

3. The amendment herein provided for has been approved by the Corporation's Board of Directors.

4. The amendment herein provided for was approved by the written consent of the Corporation's sole shareholder in accordance with the provisions of Section 902 of the California General Corporation Law. The total number of outstanding shares of the corporation is 5,000.

IN WITNESS WHEREOF, each of the undersigned does hereby declare under the penalty of perjury that he or she signed the foregoing Certificate of Amendment as of June 30,

1997, in the Town of Modesto, State of California, in the official capacity set forth beneath his or her signature and that the statements set forth in this certificate are true of his or her own knowledge.

Yves Queste, President

Helen Andritsakis, Secretary

A493976

State of California

SECRETARY OF STATE

OFFICE OF THE SECRETARY OF STATE

VB

2 PAGES

I, *BILL JONES*, Secretary of State of the State of California, hereby certify:

That the attached transcript has been compared with the record on file in this office, of which it purports to be a copy, and that it is full, true and correct.

IN WITNESS WHEREOF, I execute this certificate and affix the Great Seal of the State of California this

JUN 3 0 1997

THE GREAT SEAL OF THE STATE OF CALIFORNIA
EUREKA
CALIFORNIA

Bill Jones

Secretary of State

SEC/STATE FORM CE-107 (REV. 4/97)

97 35085

3. PLANT: (Cont'd)

[3] Pod position: 1 = low 2 = high 3 = scattered

[3] Bush form (illustrated below):

1 = spherical bush form 2 = stem bush form 3 = wide bush form 4 = high bush form

5 = other (specify) _____

4. LEAVES:

[1] 1 = smooth 2 = wrinkled

[1] 1 = dull 2 = glossy

[2] Size: 1 = small (Earliwax) 2 = medium 3 = large (Tendercrop)

[3] Color: 1 = light green (as light or lighter than Bountiful) 2 = medium green
3 = dark green (as dark or darker than Bush Blue Lake 290)

5. FLOWERS:

[1] Color: 1 = white 2 = cream 3 = pink 4 = lilac 5 = purple 6 = Other (specify)_____

[4][2] Days to 50% bloom

6. FRESH PODS: (Edible maturity, average for 20 pods)

[2] Exterior color: 1 = light green (as light or lighter than Bountiful)
2 = medium green
3 = dark green (as dark or darker than Bush Blue Lake 290)
4 = light yellow (Brittlewax)
5 = golden yellow (Cherokee Wax)
6 = green-red variagated (Horticultural)
7 = other (specify)

_____

% Sieve size distribution at optimum maturity for non-flat pods

Note:
1 = 4.76 mm to 5.76 mm
2 = 5.76 mm to 7.34 mm
3 = 7.34 mm to 8.34 mm
4 = 8.34 mm to 9.53 mm
5 = 9.53 mm to 10.72 mm
6 = 10.72 mm or larger

1	2	3	4	5	6
		13	17	40	30

3 sieve	[1][1] cm length		[ ][6] mm width		[ ][5] mm thickness
4 sieve	[1][4] cm length		[ ][9] mm width		[ ][7] mm thickness
5 sieve	[1][6] cm length		[1][0] mm width		[1][1] mm thickness
6 sieve	[1][7] cm length		[1][2] mm width		[1][2] mm thickness

FORM APPROVED: OMB NO. 40-R3822

U.S. DEPARTMENT OF AGRICULTURE
AGRICULTURAL MARKETING SERVICE
LIVESTOCK, POULTRY, GRAIN & SEED DIVISION
BELTSVILLE, MARYLAND 20705

EXHIBIT C
(Bean)

OBJECTIVE DESCRIPTION OF VARIETY

BEAN (Phaseolus vulgaris L.)

NAME OF APPLICANT(S)
FERRY-MORSE SEED COMPANY

ADDRESS *(Street and No. or R.F.D. No., City, State, and Zip Code)*
111 Ferry-Morse Way
Drawer 7274
Mountain View, CA 94042

FOR OFFICIAL USE ONLY

PVPO NUMBER 8100041

VARIETY NAME OR TEMPORARY DESIGNATION
TENDERLAKE

Place numbers in the boxes (e.g. [0][8][9]) for the characters that best describe this variety. Measured data should be for SPACED PLANTS. Ranges may also be given. Royal Horticultural Society or any recognized color standard may be used to determine plant colors; designate system used: _____. The location of test area is Columbus, Wisconsin. Please answer questions appropriate for your variety if the information is available.

1. TYPE:

[2] 1 = Field *(dry-edible)* 2 = Garden

2. MARKET MATURITY:

[5][1] Days to edible pods

[ ][ ] Days to green shells

[ ][ ][ ] Days to dry seeds

[1][1][8][0] Heat units to edible pods

[ ][ ][ ][ ] Heat units to green shells

[ ][ ][ ][ ] Heat units to dry seeds

[ ][4] No. days earlier than ..... [1]

..... Same as .. [ ]

[ ][1] No. days later than ..... [8]

1 = Tendercrop
2 = Kentucky Wonder
3 = Kinghorn Wax
4 = White Kidney
5 = Michelite 62
6 = Dwarf Horticultural
7 = Bush Blue Lake 290
8 = Other (specify below)
MT. HOOD

3. PLANT:

[1] 1 = Determinate 2 = Indeterminate

[ ][4][3] cm height

[ ][1] cm shorter than ..... [1]

Same as .. [3] comparison variety from above

[ ][6] cm taller than ..... [8]

[3][4] cm spread

[ ][ ][3] Number primary branches near base

[ ][7] cm narrower than ..... [8]

width same as ... [1] comparison variety from above

[ ][2] Branching habit: 1 = compact 2 = open

[ ][ ] cm wider than .....

[2] Main stalk: 1 = brittle 2 = wirey

[2] 1 = stout 2 = thin

8100041

8. SEED SHAPE AND SIZE: (Cont'd)

[2] 1 = truncate ends 2 = rounded ends

[2][4] gm/100 seed

[ ][9] gm/100 seed lighter than . . . . . [8]

gm/100 seed same as . . . . [ ] comparison variety from page one

[ ][ ] gm/100 seed heavier than . . . . . [ ]

9. ANTHOCYANIN: (1 = absent 2 = present)

[1] Flowers [1] Stems [1] Pods [1] Seeds [1] Leaves

10. DISEASE RESISTANCE (0 = not tested 1 = susceptible 2 = resistant):

[0] Anthracnose (specify race below) _____

[0] Rust (specify race below) _____

[0] Powdery mildew

[0] Fusarium root rot

[0] Pythium root rot

[0] Rhizoctonia root rot

[0] Pythium wilt

[0] Angular leaf spot

[0] Bacterial wilt

[0] Halo blight (specify race below) _____

[0] Fuscous blight

[0] Red node virus

[0] Pod mottle virus

[2] Bean common mosaic virus (specify strain below) BV-1A

[2] Mosaic mottle

[0] Black root

[0] Bean yellow mosaic virus

[0] Curly top

[ ] Other (specify below) _____

11. INSECT RESISTANCE: (0 = not tested 1 = susceptible 2 = resistant)

[0] Aphids

[0] Leaf hopper

[0] Lygus

[0] Pod borer

[0] Root knot nematode

[0] Seed corn maggot

[0] Thrips

[0] Weavils

[0] Other (specify below) _____

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12. PHYSIOLOGICAL RESISTANCE: (0 = not tested 1 = susceptible 2 = resistant)

[0] Heat [0] Cold [0] Drought [0] Air pollution

13. COMMENTS:

6. FRESH PODS: (Cont'd)

[3] Cross section pod shape: 1 = flat 2 = oval 3 = round 4 = heart

[2] Creaseback: 1 = present 2 = absent

[2] Pubescence: 1 = none 2 = sparse 3 = considerable

[2] Spur: 1 = straight 2 = slightly curved 3 = curved

[1] Constrictions: 1 = none 2 = slight 3 = deep

[2] Pod flesh: 1 = light 2 = medium 3 = dark

[1][4] mm spur length

[2] Fiber: 1 = none 2 = sparse 3 = considerable

[7] Number of seeds per pod

[1] Surface: 1 = smooth 2 = rough

[2] Suture string: 1 = present 2 = absent

[1] Seed development (Snap Bean): 1 = slow 2 = medium 3 = fast

[1] Machine harvest: 1 = adapted 2 = not adapted

[2] Pod flavor:
(1) Standard (Tendercrop)
(2) Mild Blue Lake (BBL 274)
(3) Strong Blue Lake (Pole FM1)
(4) Mild Romano (Roma)
(5) Strony Romano (Pole Romano)
(6) Other (specify) _____

7. SEED COAT COLOR:

[1] 1 = Monochrome 2 = Polychrome [1] 1 = shiny 2 - dull

[1] Primary color: } 1 = white 2 = yellow 3 = buff 4 = tan

[ ] Secondary color: } 5 = brown 6 = pink 7 = red 8 = purple
9 = blue 10 = black 11 = other (specify) _____

[1] Color Pattern: 1 = none 2 = splashed 3 = mottled 4 = striped 5 = flecked 6 = dotted

[ ] Secondary color location: 1 = hilar ring 2 = ventral surface
3 = sides 4 = dorsal surface
5 = not restricted to any area 6 = combination of location (specify below)
_____

[1] Hilar ring on colored seeds: 1 = absent 2 = narrow 3 = butterfly shaped

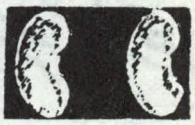
8. SEED SHAPE AND SIZE:

[1] Hilum view: 1 = elliptical 2 = oval 3 = round [4] Cross section: 1 = elliptical 2 = oval 3 = cordate 4 = round

[3] Side view:

1 = oval to oblong

2 = round



3 = reniform